S.B. CIVIL WRIT PETITION NO.348/2000

(Secretary Management Committee, Sangaria Vs. Sh. Rajendra Gupta & Ors.)

Date of order :: 22.11.2007

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr.H.S. Sidhu, for the petitioner.
Mr.R.S. Choudhary, for the respondents.

In this writ petition, the petitioner is challenging the order passed by the Rajasthan Non-Government Education Institutions Tribunal, Mini Secretariat, Jaipur dated 20.10.1999 whereby the learned Tribunal has passed an order in appeal filed by the respondent-appellant to pay him gratuity in accordance with the Payment of Gratuity Act, 1972 with 12% interest from the date it was payable. Further, it was directed that other dues may also be paid to him.

The controversy involved in this case has already been set at rest by the Hon'ble Apex Court in the case of Rajasthan Welfare Society Vs. State of Rajasthan reported in 2005 (5) SCC 275.

While following the aforesaid decision rendered by the

Hon'ble Apex Court, this writ petition filed by the petitioner-employer is hereby dismissed. The petitioner is directed to comply with the direction given by the Rajasthan Non-Government Education Institutions Tribunal, Mini Secretariat, Jaipur dated 20.10.1999 within a period of three months.

[GOPAL KRISHAN VYAS],J.

A.K. Chouhan/-